

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

CIVIL ACTION NO. 2005-10508-RGS

**JOSEPH E. BLAKE,
Plaintiff,**

v.

**ROBERT MURPHY, *et al*,
Defendants.**

DEFENDANT’S MOTION FOR ENLARGEMENT OF TIME

NOW COMES the Defendants, Robert Murphy and Kathleen Dennehy,¹ by and through undersigned counsel, and hereby moves this honorable Court to enlarge the time for serving a responsive pleading to plaintiff’s complaint, up to and including February 20 2006.

The additional time is required in order to allow counsel to investigate plaintiff’s numerous allegations and claims and develop a meaningful response. Additional time is also required due to counsel’s heavy case load. Among other work, counsel is in the process of completing an appellate brief, Bates v. Commonwealth, No. 2005-P- 0959, which is due in the Massachusetts Appeals Court on December 23, 2005. Counsel is also representing the Commonwealth of Massachusetts in a G.L.c. 123A, § 9, Sexually Dangerous person (“SDP”) Superior Court jury trial, Pentlarge v. Commonwealth, Suffolk No. 04-10720, which is scheduled for trial on January 11, 2006. SDP trials are extremely fact intensive and require significant

¹ The Massachusetts Department of Correction (“DOC”) was originally a defendant in this action. On or about October 31, 2005, the Court dismissed all claims against DOC. To the extent that the defendant raises any additional claims against DOC in his Amended complaint, undersigned counsel will represent DOC as well.

preparation. It is anticipated that the Pentlarge trial will take three to four weeks. This extension will in no way prejudice the plaintiff's lawsuit.

Respectfully Submitted

by the Commonwealth

NANCY ANKERS WHITE
Special Assistant Attorney General

by: /s/ Brian P. Mansfield
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Dated: December 20, 2005

CERTIFICATE OF SERVICE

I hereby certify that I did this day serve a photocopy of the above document upon the plaintiff by Institutional Mail.

Dated: December 20, 2005

/s/ Brian P. Mansfield
Brian P. Mansfield